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6 UNITED STATES DISTRICT COURT
7 DISTRICT OF NEVADA

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9 MARY ANN SUSSEX, et al.,

Case No. 2:08-cv-00773-MMD-PAL

10 Plaintiffs,

ORDER

11 v.

12 TURNBERRY/MGM GRAND TOWERS,
13 LLC, et al.,

14 Defendants.

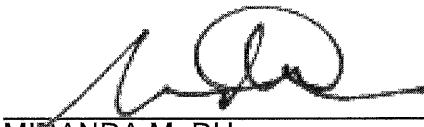
15 On January 8, 2014, Plaintiffs filed a Motion for Certification regarding the Court's
16 December 31, 2013, Order disqualifying Arbitrator Brendan Hare ("Disqualification
17 Order"). (Dkt. no. 142.) On January 17, 2014, Plaintiffs filed a Petition for Writ of
18 Mandamus as to the Disqualification Order. (Dkt. no. 144.) Plaintiffs' Emergency Motion
19 to Stay Actions Pending Resolution of Appeal Certification and Writ Petition ("Emergency
20 Motion") asks the Court for an order "staying the actions" pending resolution of the
21 Motion for Certification and the Petition for Writ of Mandamus. (Dkt. no. 147.) The Court
22 has not ruled on the Motion for Certification or the Emergency Motion.

23 On January 28, 2014, Plaintiffs filed a Notice of Appeal as to the Disqualification
24 Order. (Dkt. no. 157.) "The filing of a notice of appeal is an event of jurisdictional
25 significance – it confers jurisdiction on the court of appeals and divests the district court
26 of its control over those aspects of the case involved in the appeal." *Griggs v. Provident*
27 *Consumer Disc. Co.*, 459 U.S. 56, 58 (1982) (per curiam). In light of the Notice of
28 Appeal, the Court directs supplemental briefing from the parties on the following: (1)

1 whether the Court has jurisdiction to stay the arbitration proceedings as requested in the
2 Emergency Motion; (2) whether the Court has jurisdiction to consider the Motion for
3 Certification; and (3) whether the Motion for Certification is rendered moot by Plaintiffs'
4 pursuit of direct appeal even assuming the Court has jurisdiction.

5 The parties have seven (7) days to submit their supplemental briefs.

6 Dated this 30th day of January 2014.

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10 MIRANDA M. DU
11 UNITED STATES DISTRICT JUDGE
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